HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.NO. 17907 OF 2006.

Dated: 13.09.2006.

BETWEEN:

G/ Sambasivaiah.

…… **PETITIONER.**

AND

1. The Registrar General,
   High Court of A.P.,
   Hyderabad, and others.

….. **RESPONDENTS.**

ORAL ORDER:

(per Hon'ble Sri Justice Bilal Nazki)

…….

1. The petitioner is aggrieved of an order passed in revision of one Sri V. Mallikarjuna, Process Server. The High Court has passed the following order.

> " The revision deserves to be allowed. However, before passing an order which would result in reversion of the incumbent of the post, a notice be issued to him proposing cancellation of his promotion. A copy of the representation be sent to him and he be given 15 days to submit reply. This exercise be completed within 3 weeks".

2. The learned counsel for the petitioner submits that the High Court has already come to the conclusion that the revision deserves to be allowed. Therefore it is an empty formality of issuing a notice to the petitioner. We do not agree with the submission of the learned counsel for the petitioner because when the revision was presented before the High Court, what the High Court thought was only prima facie there was a case for revision. Therefore, a notice has been ordered to be given to the petitioner. We know the matter will be placed before the Committee of Judges of the High Court and the final order will be passed only after considering the objections, if any, presented by the petitioner.

3. In this view of the matter, the writ petition is disposed of. In the circumstances of the case, we grant one week time from today to the petitioner to file objections or make a representation in terms of the notice received from the High Court. No costs.

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BILAL NAZKI. J.,

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NOOTY RAMAMOHANA RAO. J.,

Dated: 13.09.2006.
VRK.

HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.NO. 17907 OF 2006.

(Order of the Bench delivered by
Hon'ble Sri Justice Bilal Nazki)

Dt: 13.09.2006.